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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application

Examiner : Gary B. Nickol

Group Art Unit : 1642

Applicants : Ugo Ripamonti, et al.

Application No. : 09/540,466 Confirmation No.: 2489

Filed : March 31, 2000

For : METHODS FOR INDUCING ANGIOGENESIS USING
MORPHOGENIC PROTEINS AND STIMULATORY
FACTORS

New York, New York
January 13, 2003

Hon. Commissioner for Patents
Washington, D.C. 20231

EXPRESS MAIL CERTIFICATION

"Express Mail" mailing label number EK708049998US

Date of Deposit January 13, 2003

I hereby certify that this transmittal letter and the other papers and fees identified in this transmittal letter as being transmitted herewith are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to the Hon. Commissioner for Patents, P.O. Box 2327, Arlington, Virginia 22202.

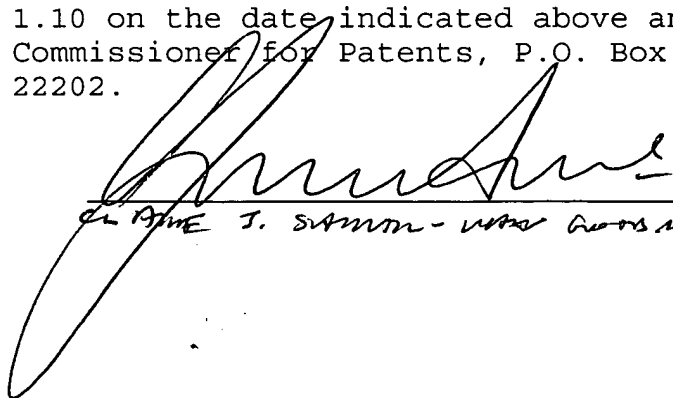
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Hon. Commissioner for Patents
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REQUEST FOR FILING A RULE 53(d)
CONTINUING PATENT APPLICATION

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Sir:

This is a request for filing a ☒ continuation,
☐ divisional, application, under 37 C.F.R. § 1.53(d) (continued prosecution application (CPA)), of pending prior Application No. 09/540,466 (Confirmation No. 2489), filed March 31, 2000.

1. ☐ Please enter the Amendment Pursuant to 37 C.F.R. § 1.116 filed _____ in Application No. ____.
2. ☒ A preliminary amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application (37 C.F.R. § 1.53(d)(4)). Delete the following inventor(s) named in the prior application: _____.
4. ☒ The filing fee is calculated below:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
BASIC FEE				\$ 750.00
TOTAL CLAIMS	9	- 20 = 0	x \$18 =	\$ 0.00
INDEPENDENT CLAIMS	1	- 3 = 0	x \$84 =	\$ 0.00
<input type="checkbox"/> A MULTIPLE DEPENDENT CLAIM			+ \$280 =	\$ 0.00
TOTAL				<u>\$ 750.00</u>

- * If less than 20, insert 20.
** If less than 3, insert 3.

5. ☒ A check in the amount of \$ 750.00 in payment of the filing fee is enclosed.
6. ☐ Please charge \$_____ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this Request is enclosed.
7. ☒ The Director is hereby authorized to charge any additional filing fees required under 37 C.F.R. § 1.16, or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Request is enclosed.
8. ☒ The power of attorney in prior Application No. 09/540,466 is to:


James F. Haley, Jr., Esq. (Reg. No. 27,794)
Karen Mangasarian, Esq. (Reg. No. 43,772)

- 8a. ☒ The power appears in the original papers in prior Application No. 09/540,466.
- 8b. ☐ Because the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- 8c. ☐ Because the undersigned's power does not appear in the original papers, a copy of the undersigned's power in the prior application is enclosed.
9. ☒ Address all future communications to:

James F. Haley, Jr., Esq. (Reg. No. 27,794)
Attorney for Applicants
c/o FISH & NEAVE
Customer No. 1473
1251 Avenue of the Americas
New York, New York 10020-1104
Tel.: (212) 596-9000
Fax.: (212) 596-9090

10. ☒ Please grant a ☐ one-month, ☒ two-month, ☐ three-month, ☐ four-month, ☐ five-month, extension of time under 37 C.F.R. §1.136(a) to the Office Action of August 13, 2002 in Application No. 09/540,466, filed March 31, 2001.

11. ☒ A check in the amount of \$ 410.00 in payment of the extension-of-time fee is enclosed.
12. ☒ The Director is hereby authorized to charge payment of any additional extension-of-time fees required under 37 C.F.R. § 1.136(a) in connection with this paper, or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Request is enclosed.
13. ☐ Please charge the extension-of-time fee of \$ _____ to Deposit Account No. 06-1075. A duplicate copy of this Request is enclosed.
14. ☐ An Information Disclosure Statement, PTO-Form 1449 and documents cited therein are enclosed.


James F. Haley, Jr. (Reg. No. 27,794)
Karen Mangasarian (Reg. No. 43,772)
Attorneys for Applicants
Shawn-Marie Mayrand (Reg. No. 48,986)
Agent for Applicants
c/o FISH & NEAVE
Customer No. 1473
1251 Avenue of the Americas
New York, New York 10020-1104
Tel.: (212) 596-9000
Fax.: (212) 596-9090